

Message Text

LIMITED OFFICIAL USE

PAGE 01 BRASIL 00236 111229Z

ACTION EB-08

INFO OCT-01 ARA-10 ISO-00 CIAE-00 COME-00 DODE-00

DOTE-00 FMC-01 INR-07 NSAE-00 CG-00 DLOS-09

OES-07 L-03 /046 W

-----116530 111234Z /15

P R 111133Z JAN 78

FM AMEMBASSY BRASILIA

TO SECSTATE WASHDC PRIORITY 5562

INFO AMCONSUL RIO DE JANEIRO

LIMITED OFFICIAL USE BRASILIA 0236

E.O. 11652: N/A

TAGS: EWWT, BR

SUBJ: BRAZILIAN SUPREME COURT DECISION ON SHIPPING (MARITIME
AFFAIRS)

REF: STATE 003863

1. SUMMARY. SEPTTEL ON SUBJECT PROVIDES REPORT BY MARATT RIO BASED ON INFORMATION RECEIVED FROM US SHIPPING LINES, PRINCIPALLY DELTA, SINCE MOORE-MCCORMACK WHICH IS ALSO AGENT FOR PRUDENTIAL PREFERS NOT TO BECOME INVOLVED IN ISSUE AT THIS TIME. FONMIN'S TRANSPORTATION DIVISION WAS UNAWARE OF COURT ORDER UNTIL INFORMED BY EMBASSY ON JANUARY 9. IN MEETING WITH ACTING CHIEF OF DIVISION ON JANUARY 10 FONMIN STILL HAD ONLY FRAGMENTARY INFORMATION. CONTACT WITH DUTCH AND WEST GERMAN EMBASSIES REVEALED THAT, WHILE THEIR SHIPPING LINES ARE CONCERNED, NO, REPEAT NO, FORMAL PROTEST IS FORESEEN AT THIS TIME OR WHILE FURTHER LEGAL STEPS ARE BEING TAKEN BY THE LINES. END SUMMARY.

2. ECON OFFICERS WERE IN TOUCH WITH DUTCH EMBASSY ON JANUARY 6 AND WEST GERMAN EMBASSY ON JANUARY 10 REGARDING SUBJECT. WHILE THE DUTCH HAD BEEN AWARE OF THE PROBLEM FOR OVER A WEEK, THE WEST GERMAN EMBASSY BECAME AWARE ONLY ON JANUARY 9. NEITHER
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 BRASIL 00236 111229Z

EMBASSY HAD A REQUEST FROM ITS SHIPPING LINES TO PROTEST FORMALLY TO THE GOB AND, IN FACT, TO DATE ONLY THE DUTCH HAVE RAISED THE QUESTION EVEN INFORMALLY. NO JOINT PROTEST OF ANY TYPE IS IN THE OFFING.

12. ON JANUARY 10 ECON OFFICER CALLED ON ACTING CHIEF OF FONMIN'S TRANSPORTATION DIVISION TO DISCUSS SUBJECT, MENTIONING

CONCERN OF DELTA. WHEN ECON OFFICER SOUGHT AN APPOINTMENT ON JANUARY 9, ACTING CHIEF ADMITTED HE HAD NEVER HEARD OF THE DECISION. (TEN DAYS BEFORE THE CHIEF OF THE TRANSPORTATION DIVISION--ON HOLIDAYS BETWEEN NEW YEAR'S AND CARNIVAL, IN EARLY FEBRUARY--HAD TOLD THE DUTCH EMBASSY THAT HE HAD NO INFORMATION ON THE SUBJECT.) ECON OFFICER PRESSED TRANSPORTATION DIVISION ACTING CHIEF TO TRY TO DETERMINE THE FACTS IN THE CASE BEFORE THEIR MEETING ON JANUARY 10. UNFORTUNATELY THE ACTING CHIEF HAD BEEN UNABLE TO DETERMINE THE FULL FACTS IN THE CASE DESPITE PHONE CALLS TO RIO TO SUNAMAM. HE DID CONFIRM, HOWEVER, THAT THREE BRAZILIAN LINES (EMPRESA DE NAVEGACAO ALIANCA, COMPANHIA PAULISTA DE COMERCIO MARITIMO, COMPANHIA PAULISTA DE NAVEGACAO) WERE AMONG THE 19 IN THE COURT ORDER. HE ALSO INDICATED THAT HE BELIEVED THAT FURTHER COURT ACTION WAS BEING TAKEN BY THE SHIPPING LINES AND IN THIS EVENT WE WOULD HAVE TO AWAIT JUDICIAL PROCEEDINGS. THE ACTING CHIEF AGREED TO CONTINUE DISCUSSIONS WITH THE EMBASSY'S ECON OFFICER WHEN THE SITUATION BECOMES CLEARER. EMBASSY WILL ALSO REPORT ANY DEFINITIVE ACTIONS TAKEN BY OTHER EMBASSIES.
JOHNSON

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: SUPREME COURT, COURTS
Control Number: n/a
Copy: SINGLE
Draft Date: 11 jan 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978BRASIL00236
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780016-0343
Format: TEL
From: BRASILIA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780177/aaaacngp.tel
Line Count: 82
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 0996eae4-c288-dd11-92da-001cc4696bcc
Office: ACTION EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 78 STATE 3863
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 05 may 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: N/A
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3795759
Secure: OPEN
Status: NATIVE
Subject: BRAZILIAN SUPREME COURT DECISION ON SHIPPING (MARITIME AFFAIRS)
TAGS: EWWT, BR
To: STATE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/0996eae4-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014